

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

FOSTER WHEELER ENVIRONMENTAL: NO: 1:02-CV-00084
CORPORATION,

Plaintiff, :

vs. : ORDER

FLUOR FERNALD, INC., :

Defendant. :

The Court having been advised by the parties that the above action has been settled;

It is ORDERED that this action is hereby dismissed with prejudice, provided that any of the parties may, upon good cause shown, within sixty days, reopen the action if settlement is not consummated.

The Court retains jurisdiction over the settlement contract for purposes of its enforcement.

SO ORDERED.

Dated: February 11, 2004

/s/ S. Arthur Spiegel
S. Arthur Spiegel
United States Senior District Judge